

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MARTELL STRATEGIC FUNDING LLC, :  
Plaintiff, :  
TRAINING BEAM EDUCATION, LTD., :  
Intervenor, :  
-against- :  
AMERICAN HOSPITALITY ACADEMY, :  
et al., :  
Defendants. :  
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DATE FILED: 3/6/2020

12-CV-627 (VSB)

**ORDER**

VERNON S. BRODERICK, United States District Judge:

By Order dated December 5, 2019, I granted the motion of Goldberg Weg and Markus to withdraw as counsel for Plaintiff in this case. (Doc. 289.) In that Order, I granted Plaintiff sixty (60) days to retain new counsel and instructed Plaintiff to submit an update by February 3, 2020. (*Id.*) I advised Plaintiff that as a corporation, it must appear through counsel, and that failure to retain counsel might result in dismissal of this action for failure to prosecute. (*Id.*)

On December 11, 2019, I held a telephone conference with Plaintiff and Attorney Efrem Schwalb, formerly of Goldberg Weg and Markus. At that conference, Attorney Schwalb informed me that he was considering representing Plaintiff going forward.

To date, I have not received an update from Plaintiff on its attempts to retain counsel. I now provide Plaintiff with a final opportunity to prosecute this action. Accordingly, it is hereby ORDERED that Plaintiff shall submit a letter on or before March 18, 2020, (1) updating me on its attempts to retain counsel and (2) explaining why this action should not be dismissed for failure to prosecute. Plaintiff is advised that failure to retain counsel by that date may result

in dismissal of this action for failure to prosecute.

The Clerk of Court is respectfully directed to mail a copy of this Order to Plaintiff Martell Strategic Funding c/o Michael Milea, 223 E. 61st St., Apt. 5D, New York, NY 10065.  
SO ORDERED.

Dated: March 6, 2020  
New York, New York

  
Vernon S. Broderick  
Vernon S. Broderick  
United States District Judge